

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

NOV 28 2017

JULIA C. DUDLEY, CLERK
BY: *[Signature]*
DEPUTY CLERK

ANTHONY S. FERGUSON,
Plaintiff,

v.

NEW RIVER VALLEY REGIONAL
JAIL,
Defendant.

Civil Action No. 7:17-cv-00460

ORDER

By: Hon. Jackson L. Kiser
Senior United States District Judge

In accordance with the written Memorandum Opinion entered this day, it is hereby

ORDERED

that the complaint is **DISMISSED without prejudice** for failing to state a claim upon which relief may be granted pursuant to 28 U.S.C. § 1915A(b)(1); the case is **STRICKEN** from the active docket; and Plaintiff is **GRANTED** leave to file a motion to amend the complaint within ten days.

The Clerk shall send copies of this Order and the accompanying Memorandum Opinion to Plaintiff.

ENTER: This 28th day of November, 2017.

[Signature]
Senior United States District Judge